IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.75 OF 2007

Mumbai Port Trust Dock and General
Employees Union ..Petitioner
Vs.
Union of India & Anr. ..Respondents

Mr.Jaiprakash Sawant for the Petitioner.
Mr.H.V.Mehta for Respondent No.1.
Mr.R.S.Pai i/b. Mulla & Mulla for Respondent No.2

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.
DATE : 24TH APRIL, 2007

P.C.

1. Heard the learned Counsel for the parties.

The learned Counsel for the parties have tendered a minutes of order duly signed by all the learned Counsel by way of identification. The same is taken on record and marked as "X" for identification. In view thereof, the following issue is referred for adjudication.

> "The disputant workmen joined the Stevedores Company after resigning the job from the Ex.BDLB. As per the criteria adopted, the retirement age of workmen belonging to Class III and IV grade who joined after the cut-off dated i.e. 03/08/1972 will be due for retirement at the age of 58 years. In the circumstances, the dispute raised is found to be not maintainable."

2. Accordingly, the Petition stands disposed of.

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**